

REMARKS

The following amendments and remarks are submitted to be fully responsive to the Official Action of **April 17, 2006**. In the present amendment, claims 8-15, 18, 19, 33, 34, and 36-38 are amended, claims 1-7, 16, 26-32 and 35 are cancelled, and claims 40-183 are added. No new matter is introduced (see, e.g., FIGs. 1, 4a, 4b, 15 and 16 and discussion thereof, and ¶¶ [0402]-[0411] of Applicants' published Specification). Thus, claims 8-15, 17-25, 33, 34, and 36-183 are now pending. Reconsideration and allowance of this application are respectfully requested.

The present independent claims 8, 15, 19, 34, 37, 48, 61, 79, 93, 112, 120, 129, 138, 148, 157, 166 and 175, and the claims dependent therefrom, are patently distinguishable over *Perritt* ("Perritt Knowbots, Permissions Headers & Contract Law"), because *Perritt* fails to disclose, teach, or suggest all the features recited the claims. For example, independent claim 1 and 15, as amended, in relevant part recite:

... causing a requested digital content and the associated usage rights information to be transmitted ...; and
... wherein the requested digital content cannot be rendered ... in the absence of a rights enforcement mechanism, and
... rendering of the requested digital content ... only in accordance with the usage rights information;

independent claim 19 and 34, as amended, in relevant part recite:

... receiving the digital content;
... receiving the usage rights information associated with the digital content;
... determining, based on the usage rights information associated with the digital content, whether the content can be rendered in accordance with the request;
... rendering the digital content in accordance with the request only if it is determined that the content can be rendered in accordance with the request; and
... denying the request and preventing rendering of the digital content if it is determined that the digital content cannot be rendered in accordance with the request;

independent claim 37, as amended, in relevant part recites:

a rendering system which issues a request to render the digital content; and
a repository which:

receives the digital content, the usage rights information associated with the digital content, and the request to render the digital content,
examines the usage rights information associated with the digital content,
grants the request to render the digital content if the rights information permits rendering of the digital content in accordance with the request, and
denies the request to render the digital content if the rights information does not permit rendering of the digital content in accordance with the request;

independent claim 48 in relevant part recites:

establishing trust for receiving the digital content;
receiving the digital content;
receiving a request to render the digital content;
determining, based on the usage rights information associated with the digital content, whether the content can be rendered in accordance with the request;
rendering the digital content in accordance with the request only if it is determined that the content can be rendered in accordance with the request; and
denying the request and preventing rendering of the digital content if it is determined that the digital content cannot be rendered in accordance with the request;

independent claim 61 in relevant part recites:

a rendering engine configured to render digital content;
means for requesting use of the digital content stored in the storage; and
a repository coupled to the rendering engine,
wherein the repository includes:
means for processing a request from the means for requesting,
means for checking whether the request is for a permitted rendering of the digital content in accordance with rights specified in the apparatus, and
means for processing the request to make the digital content available to the rendering engine for rendering if the request is for a permitted rendering of the digital content;

independent claim 79 in relevant part recites:

at least one repository for making a request for an authorization object required to be included within the repository for the repository to make the digital content available for use;
means for determining whether the request from the repository should be granted; and

means for transmitting the authorization object to the repository
if the means for determining determines that the request should be
granted;

independent claim 93 in relevant part recites:

a first repository comprising:
means for requesting access to the digital content stored in the
storage, and
means for granting a manner of use of the requested digital
content in accordance with rights specified for governing use of the
requested digital content; and
a second repository comprising
means for determining whether the first repository is permitted
to receive the digital content specified by a request from the first
repository,
means for granting access to the digital content, and
means for transmitting the digital content from the storage to
the first repository only if the first repository is permitted to receive the
digital content;

independent claim 112 in relevant part recites:

a first repository comprising:
means for granting a manner of use of the requested digital
content in accordance with rights specified in the system; and
a second repository comprising
means for determining whether the first repository is permitted
to receive the digital content,
means for granting access to the digital content, and
means for transporting the digital content from the storage to
the first repository only if the first repository is permitted to receive the
digital content;

independent claim 120 in relevant part recites:

means for coupling with a receiving repository to transport
digital content;
means for requesting a manner of use of digital content stored
in the storage;
a sending repository comprising:
means for processing a request from the means for requesting,
means for checking whether the request is for a permitted
transport of the digital content in accordance with rights specified in the
apparatus, and
means for processing the request to make the digital content
available by the means for coupling to the receiving repository if the
request is for a permitted transport of the digital content;

independent claim 129, 138 and 148 in relevant part recite:

... receiving digital content and an associated authorization-ID
identifying an authorization object;
... receiving a request to use the digital content;
... locating the authorization object based on the authorization-
ID;
... decrypting the authorization object;
... executing a script associated with the authorization object;
and
... granting access to the digital content, comprising processing
the digital content using the authorization object, if the executing step is
completed satisfactorily; and

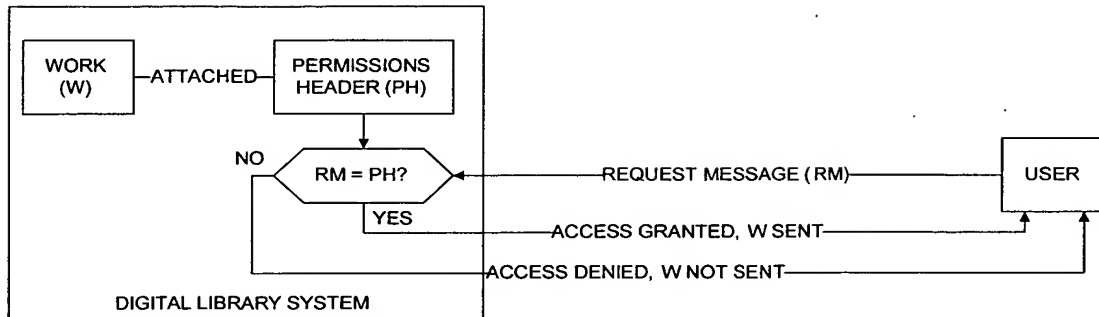
independent claims 157, 166 and 175 in relevant part recite:

... digital content and an associated authorization-ID
identifying an authorization object;
... receiving a request to use the digital content;
... locating the authorization object based on the authorization-
ID;
... decrypting the authorization object;
... performing tests associated with the authorization object;
and
... granting the request to access to the digital content for the
use, comprising processing the digital content using the authorization
object, if the tests are successful.

Thus, independent claims 8, 15, 19, 34, 37, 48, 61, 79, 93, 112, 120, 129, 138, 148, 157, 166 and 175 are directed to the novel feature related to the rendering of content, including controlling the rendering (independent claims 37, and 61), distribution (independent claims 93, 112, and 120), or activation of repositories (independent claim 79) with respect to stored (independent claims 8, and 15) or received (independent claims 19, and 34) content by establishing trust (independent claim 48), or by an authorized repository executing scripts (independent claims 129, 138, and 148) or performing tests (independent claims 157, 166, and 175).

By contrast, as shown below, *Perritt* is directed to a digital library system, wherein permissions header (PH) is attached to a work (W) and a request message (RM) from a user is matched against the permissions header. If there is a match between the request message and the permissions header, access to the work is granted and the work is sent to the user. If, however, there is no match between the request message and the permissions header, access to the work is not granted and the work is not sent to the user.

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Thus, *Perritt* merely discloses a conventional access control system, and is no better than Applicants' Background Art (see, e.g., ¶¶ [0006]-[0007] of Applicants' published Specification). Accordingly, *Perritt* fails to disclose, teach, or suggest the novel feature related to the rendering of content, as recited in independent claims 8, 15, 19, 34, 37, 48, 61, 79, 93, 112, 120, 129, 138, 148, 157, 166 and 175. Specifically, *Perritt* does not disclose teach, or suggest the enforcement of the use of content, once the content leaves the digital library system, nor transmitting to/receiving at an end user device content and usage rights, including controlling the rendering of content, as recited in independent claims 37, and 61, controlling the rendering of stored content, as recited in independent claims 8, and 15, or controlling the rendering of received content, as recited in independent claims 19, and 34. In fact, *Perritt* teaches away from enforcement of the use of content at an end user device, as *Perritt* states that "[a]n encrypted object combined with rendering software is probably inconsistent with an open architecture" (*Perritt*, page 18, second full paragraph).

Similarly, *Perritt* fails to disclose, teach, or suggest the novel features of activation of repositories, as recited in independent claim 79, distribution of content, as recited in independent claims 93, 112, and 120, establishing trust, as recited in independent claim 48, executing scripts, as recited in independent claims 129, 138, and 148, and an authorized repository performing tests, as recited in independent claims 157, 166, and 175.

Accordingly, independent claims 8, 15, 19, 34, 37, 48, 61, 79, 93, 112, 120, 129, 138, 148, 157, 166 and 175 and claims depended therefrom, are patently distinguishable over *Perritt*. The dependent claims are allowable on their on merits and for at least the reasons as argued above with respect to their independent claims.

In view of the foregoing, it is submitted that the present application is in condition for allowance and a notice to that effect is respectfully requested. However, if the Examiner deems that any issue remains after considering this response, the Examiner is invited to contact the undersigned attorney to expedite the prosecution and engage in a joint effort to work out a mutually satisfactory solution.

Respectfully submitted,

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